

House Study Bill 198 - Introduced

HOUSE FILE _____

BY (PROPOSED COMMITTEE ON
LOCAL GOVERNMENT BILL BY
CHAIRPERSON KOESTER)

A BILL FOR

- 1 An Act relating to county recorder fees, including fees
- 2 collected for copies of vital records and applications for
- 3 marriage licenses.
- 4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 144.46, subsection 2, Code 2015, is
2 amended to read as follows:

3 2. Fees collected by the state registrar and by the county
4 registrar on behalf of the state under this section shall
5 be deposited in the general fund of the state and the vital
6 records fund established in section 144.46A in accordance
7 with an apportionment established by rule. Fees County fees
8 collected by the county registrar pursuant to section 331.605,
9 subsection 1, ~~paragraph~~ paragraphs "f" and "g", shall be
10 deposited in the county general fund.

11 Sec. 2. Section 331.605, subsection 1, paragraphs f and g,
12 Code 2015, are amended to read as follows:

13 f. A county fee ~~of four dollars~~ for the issuance of a
14 certified copy of a birth record, death record, or marriage
15 certificate other than the copy issued pursuant to paragraph
16 "g". The county fee collected pursuant to this paragraph shall
17 be an amount equal to forty percent of the fee established
18 by the department of public health for the applicable record
19 pursuant to section 144.46.

20 g. For filing an application for the license to marry,
21 thirty-five dollars, which includes payment for one certified
22 copy of the original certificate of marriage, to be issued
23 following filing of the original certificate of marriage, ~~four~~
24 fourteen dollars of which shall be retained by the county
25 ~~pursuant to paragraph "f"~~ as a county fee. For issuing an
26 application for an order of the district court authorizing the
27 validation of a license to marry before the expiration of three
28 days from the date of issuance of the license, five dollars.
29 The district court shall authorize the early validation of a
30 marriage license without the payment of any fees imposed in
31 this paragraph upon showing that the applicant is unable to pay
32 the fees.

33 EXPLANATION

34 The inclusion of this explanation does not constitute agreement with
35 the explanation's substance by the members of the general assembly.

1 This bill relates to fees collected by the county recorder
2 for copies of vital records and applications for marriage
3 licenses.

4 Related to issuance of a certified copy of a birth record,
5 death record, or marriage certificate by a county, the bill
6 requires that the county collect a county fee equal to 40
7 percent of the fee established by the Iowa department of public
8 health for providing those records.

9 Under current law, the fee for filing a marriage application
10 and receiving a copy of the original marriage certificate is
11 set at \$35. The bill raises the portion of the fee retained
12 by the county from \$4 to \$14. Current law also requires a
13 district court to authorize the early validation of a marriage
14 license without the payment of any fees upon showing that an
15 applicant is unable to pay the fees.